

Twin Pines Senior and Community Center, 1223 Ralston Avenue, Belmont

SPECIAL MEETING: 6:30 P.M.

STUDY SESSION

Presentation on Proposed Franchise Agreement with RCN Telecommunications Services of California for Cable TV, Telephone Service and Internet Access. Assistant to the City Manager Bridges reported that the San Mateo County Telecommunications Authority (SAMCAT) was asked to conduct negotiations with RCN to provide service to cities on the Peninsula. He reported that SAMCAT concluded that: 1). A cable franchise would be in the best interests of the city to provide service; 2). RCN is technically and financially qualified to construct and operate a cable system; 3). Competition in cable, Internet access and telephone service would have beneficial long-term effects; and, 4). Granting this franchise should be viewed in the context of a franchise renewal with AT&T in the near future. He said this proposed agreement was similar to the TCI/AT&T agreement, service would be provided to all residents, with construction completed within six years. Assistant City Manager Bridges explained that they would pay a 5% fee, which was the same as TCI/AT&T, and would reimburse the City up to \$20,000 for our costs in negotiating the agreement. He said most of the agreement was a boiler plate of the TCI/AT&T agreement. He explained that they would construct overhead lines where they were currently and underground those already underground. The passive system components in underground areas, would be installed flush to grade. RCN would provide free cable and Internet services to over 30 City, County, Schools and other governmental agency facilities in Belmont.

Mr. Spiegleman, RCN, Director of Regulatory Affairs, explained the types of equipment that would be installed, and showed photos of the equipment. He explained that these power supply cabinets would be placed on telephone poles every 6-8 blocks. He said the placement of these cabinets would be done cooperatively with the neighbors and the City staff. He said there would be 95 locations total, and 60 would be placed on poles. He suggested that the cable company be allowed to deal with the location on a case by case basis, and if there were complaints, they would look at alternatives for moving the box.

Council stated that the neighborhoods were sensitive to all the wires in the neighborhoods now, so they would like some latitude to have as many as possible placed underground.

Mr. Spiegleman said they perform all restoration to the sites, including paving or landscaping.

He said they would adhere to all Public Works standards in regard to repaving cuts in the streets. He explained that they did directional boring where new roads had been paved recently, had a warranty on the streets for ten years.

In response to C. Wright, Mr. Spiegleman said that for the SAMCAT cities, RCN had agreed to place 95% of the devices underground and flush to grade. He said some of the cabinets needed to be above grade to prevent electrical failure. He said they were willing to mitigate the impacts in the neighborhoods with placement and color of cabinets. He said he would be willing to allow the City staff to review the sites before these boxes were placed on the poles. He said there were about 12 options, so in most cases they had been successful in the placement of these boxes.

Council requested that RCN make presentations to the homeowners groups and explain their proposal.

In response to Interim City Manager Lewcock's suggestion, Mr. Spiegelman stated he would draft a letter outlining their notification policies, 10 year road warranty policy, protocol for trench cuts, and policy on equipment location issues.

Council concurred to hold the public hearing on November 28th and requested that RCN provide a montage of neighborhood photos with their equipment placed on the poles. They requested information regarding the cost of boring to lay cable, and trenching requirements in the City of Belmont.

Adjournment at this time being 7:25 P.M. this meeting was adjourned.

Kathy Kern

Belmont City Clerk

Meeting Tape Recorded

Tape No. 475

REGULAR MEETING –

CALL TO ORDER-7:40P.M

ROLL CALL

COUNCILMEMBERS PRESENT: Warden, Hahn, Wright, Rianda, Cook

COUNCILMEMBERS ABSENT: None

Staff Present: Interim City Manager Lewcock, Assistant to the City Manager Bridges, City Attorney Savaree, Interim Community Development Director Macris, Assistant Finance Director Ryan, Assistant City Engineer Jones, Police Chief Goulart, Police Commander Mattei, Fire Chief Jewell, Senior Planner Livingstone, City Clerk Kern

Others Present: City Treasurer Mason

SPECIAL ORDERS OF THE DAY/PRESENTATIONS

Proclamation declaring September 26, 2000, Eagle Scout Day in Belmont in honor of David Kimiyori Kanomata

Mayor Cook presented this proclamation to David Kanomata. He thanked the Council and explained that he had had built storage shelves and organized food storage at the Community Action Agency for San Mateo County.

Resolution of appreciation honoring Police Chief James E. Goulart upon his retirement.

Mayor Cook presented this Resolution to Chief Goulart. He thanked the Council and staff for all

there cooperation and support over the years. He noted that his 32 years had gone fast and slow at

the same time.

Superintendent Campbell, Belmont/Redwood Shores Elementary School District presented a

School Board Resolution to Chief Goulart and thanked him on behalf of the parents and children in

Belmont.

Ms. Probsfelt, Vice President of Administration, College of Notre Dame and President of the

Chamber of Commerce thanked Chief Goulart for all the cooperative work they had done for

the College of Notre Dame and the Chamber of Commerce. She thanked him for making Belmont

a safe City for the students of the college.

Resolution of appreciation honoring Police Dispatcher Denise M. Smith for twenty years of public service.

Mayor Cook read this Resolution and presented it to Ms. Smith and thanked her for her years of service. Ms. Smith thanked everyone and said she would miss the City of Belmont.

Recess at this time, being 7:50 P.M. to conduct the Redevelopment Agency Meeting

Reconvene at this time, being 8:15 P.M..

PUBLIC/COUNCIL COMMENTS

Mr. Lawhern, Belmont Historical Society, requested information regarding the inquiry regarding the Emmett House property by a local resident. He said he had been told that a visit had been made to the house to inspect the property, but a second inspection had been cancelled.

Interim City Manager Lewcock explained that arrangements had been made to have a staff member open the building for an on site visit to the Emmett House. He stated that when he was contacted, he had stated that the Council had requested that staff look at a number of alternatives. He requested that the individuals report back

to his office, but the individuals did not comply with this request. They decided to order a detailed engineering study on the building. He said he felt that at that point it would be appropriate to sit down with the parties involved, so he could provide them with the direction the Council was interested in staff researching, which was to look at a number of alternatives and return to Council for a decision.

In response to C. Cook, Interim City Manager Lewcock reported that Mr. Gonzalves was not the person to contact, because he was not working on this project at this time.

Interim City Manager Lewcock said that if they had contacted his office again, he would have been interested in exploring the option of an independent individual making a proposal for the site.

C. Rianda reminded everyone about the Chamber Mixer this Thursday at the Holiday Inn Express.

Mayor Cook announced that she had attended the open house at Oracle Island Park. She invited everyone to go see the innovative design of the building.

AGENDA AMENDMENTS

Mayor Cook announced that Consent Calendar item 4-P (Traffic Study) would be continued and 4-Q (Athletic Fields Master Plan) would be discussed off the Consent Calendar.

CONSENT CALENDAR

Approval of meeting minutes: Special and Regular Meeting September 12, 2000; Special Meeting Study Session September 13, 2000.

Approval of Warrant List Dated: September 8, 2000 in total amount of \$625,440.20 and dated September 15, 2000 in total amount of \$314,996.62.

Written Communication 1). Rec. 9/7/00 Notice of Distribution Performance Standards Applic. PG&E; 2). Rec. 9/14/00 Applic. of Kulwinder Singh DBA Mother Teresa Airport Shuttle to operate as a passenger stage operation, A.00-08-009, PUC.

Motion to approve Claims Management Report. (none)

D. **Motion** to waive reading of Ordinances.

Motion to approve Proclamation for Robin Bissel, Past Chair of the Library Task Force.

Ordinance No. 953 amending Ordinance No. 938, Article VII, Chapter 15 of the Belmont City Code – Regulation of Hours of Operation for construction activity and gasoline powered maintenance equipment. (2nd reading and adoption)

Ordinance No. 954 amending Chapter 5, of the Belmont City Code, Animals and Fowl. (2nd reading and adoption).

Ordinance No. 955 authorizing an amendment to the contract between the City Council of the City of Belmont and the Board of Administration of the California Public Employees'

Retirement System. (2nd reading and adoption)

Resolution No. 8843 accepting Public Improvements in the Oxford Place Subdivision, Authorizing Release of Improvement Bonds, and Directing Recording of a Notice of Completion and Amending the Subdivision Agreement to Reduce the Warranty Bond to 10% of the Cost of Improvements.

Resolution No. 8844 approving a Right of Entry agreement with Gloria Dei Lutheran Church to perform grading at 2600 Ralston Avenue for an amount not to exceed \$7,000.

Resolution No. 8845 declaring as surplus Certain Capital Outlay Items and Authorizing Sale at Public Auction and Disposal.

Resolution No. 8846 approving payment for Change Order No. 63 for an amount not to exceed \$81,930.00 for modifications to the Handrail Posts and Coating System at Belmont and San Carlos Stations, Ralston/Harbor/Holly Grade Separation Project, Phase B, Kiewit Pacific Corp., City Contract No. 330-B.

Resolution No. 8847 approving payment for Change Order No. 65 for an amount not to exceed \$63,251.00 for Miscellaneous Structural Changes, Ralston/Harbor/Holly Grade Separation Project, Phase B, Kiewit Pacific Corp., City Contract No. 330-B.

Resolution No. 8848 approving the award of contract to Andreini Brothers for the amount of \$12,925 for North Road/Williams Street Storm Drain, City Contract Number 408C.

Resolution No. 8849 authorizing the City of Belmont to review alcohol transfer applications as authorized by Section 32800 (E) of the Business and Professional Code.

Resolution No. 8850 of appreciation honoring Police Chief James E. Goulart upon his retirement.

Resolution No. 8851 of appreciation honoring Dispatcher Denise M. Smith for twenty-one years of public service.

Resolution No. 8852 approving the professional services agreement with DMG Maximus for recruitment of Police Chief and Human Resources Director.

Resolution No. 8853 authorizing the Interim City Manager to execute an agreement with Lew Edwards Group to serve as Communications Consultant.

Resolution No. 8854 accepting work, Approving Change Orders 2, 3, 4, 5, and 6, and authorization to issue Notice of Substantial Completion for Notre Dame Avenue Reconstruction, Golden Bay Construction, City Contract No. 379.

Resolution No. 8855 approving Contract Change Order No. 5 with McGuire and Hester for an Amount not to Exceed \$15,954 for disposal of millings and paving temporary parking lot at 1085 Sixth Avenue, North Road Reconstruction Project, City Contract Number 408B.

Consent Calendar approved as amended. Moved by C. Hahn, seconded by C. Wright, and approved unanimously, by show of hands.

Consideration of Motion authorizing a request for proposals to conduct an Origin/Destination Traffic Study for Ralston Avenue

Interim City Manager Lewcock explained that he had heard concerns from two Councilmembers regarding the scope of work for this project. C. Warden indicated that he would like the scope of work to include traffic on the Ralston corridor. Interim City Manager Lewcock said that staff agreed that this project should be rescoped so they could find out where people were traveling in and through Belmont. He explained that C. Hahn had expressed an interest in looking at weekend traffic characteristics on Ralston Avenue.

Interim City Manager Lewcock stated that this project would be rescoped, with new cost estimates, and would return for approval in the near future.

C. Hahn stated that she would like to have two other things looked at in this scope of work: 1).weekend traffic patterns; and, 2).recommendations on whether right turn lanes would be desirable to speed up traffic on Ralston.

In response to C. Cook, Assistant City Engineer Jones said that traffic counts would be done at intersections using license plate surveys. This would help determine where traffic flows through Belmont.

Action: on motion by C. Warden, seconded by C. Hahn, and approved unanimously, to continue this item.

Resolution approving professional services agreement with Callander Associates for Design Services for an Athletic Field Master Plan \$35,571.

In response to C. Rianda, Parks and Recreation Director Mittelstadt stated that staff had not gone out to bid for this project, but felt the price from the consultant was very competitive.

C. Rianda asked Interim City Manager Lewcock to speak with Belmont/Redwood Shores Elementary School District Superintendent Campbell regarding what level of participation they would like to have on this project.

C. Hahn requested that a cost estimate for future maintenance be considered in this work plan.

Interim City Manager Lewcock stated that most school districts would prefer to have technical staff work on these projects to give input on how the fields work as a school site, and as a sports field.

Action: on motion by C. Wright, seconded by C. Warden, and approved unanimously, by show of hands, to adopt:

Resolution No. 8856 approving a professional services agreement with Callander Associates for Design services for an Athletic Field Master Plan (\$35,571).

OLD BUSINESS

Discussion and direction regarding Bus Transportation in the Western Hills of Belmont.

Interim City Manager Lewcock provided an overview of the discussions the staff had with Samtrans

regarding the reduction of bus service throughout Belmont. He noted that the service levels on Ralston remain the same, while the route into the Hallmark area had been decreased. He explained that the trips to Ralston School had been increased at the request of the School District and an additional stop had

been added at Ralston/Belmont Canyon Road to serve the students. He said the route to Fox School had been modified and now required a transfer. Interim City Manager Lewcock explained that shuttle services were oriented toward riders to/from transit stations and employment centers. He said most of these shuttle services received grant funding and subsidies from various agencies. He explained that these programs were intended to encourage commuters to use mass transportation by providing transportation options during lunch hours.

Interim City Manager Lewcock said it was difficult to determine the under utilization of transit use throughout the City. He suggested that the Council direct staff to conduct a need/demand survey administered through the Neighborhood Associations.

Mr. Stevenson, Programs Manager, Congestion Relief Alliance, stated that most of the shuttle services were being used to bring commuters to the business site.

Interim City Manager Lewcock stated that he had heard that Samtrans was considering a pilot program for a shuttle from residential areas to transit stations.

Mr. Stuck, Manager for Planning, Samtrans, stated that the Board had approved funding for three shuttles, but had not identified where these shuttles would be placed. He said Belmont was not a candidate at this time, but in a year, they maybe able to offer shuttle service here.

He said they were looking at shuttle services to transit stations that were at capacity for parking to get people out of their cars. Mr. Stuck explained that the Hallmark area had been impacted by cuts in bus service because the ridership had decreased. He said the other reason was the high cost of operations per route. He said they were looking at more cost effective ways to serve these areas. Mr. Stuck said he thought the school route issue had been worked out with the school district, and noted that ridership had gone up by 5%.

In response to C. Rianda, Mr. Stuck said that peak loads drove their business. He said large buses were needed to bring the school children to school, but it would be prohibitive to change equipment in the middle of the day, when the large buses were not needed. He said they may consider contracting school service in the future, and go back to smaller buses in the low density areas of the community.

C. Rianda said that the CMAC committee would be making a recommendation to C/CAG to support the future function of Samtrans to provide residential shuttle service to mass transit.

Mr. Bauer, 1027 Tahoe Drive, President, Belmont Heights Civic Improvement Association, encouraged the Council to keep moving forward toward getting bus service restored in the Hallmark area.

Council concurred to have staff conduct a transit demand survey for Belmont through all the neighborhood associations.

Discussion and Direction about Architectural Design Features of Fire Station No. 14 (Granada St.) Reconstruction Project.

Fire Chief Jewell reported that the revised architectural designs for the 9,200 sf Fire Station included placement of the living quarters parallel to the apparatus room; width of the apparatus room reduced to two bays; height of building reduced to 28 feet; and, access to the rear of fire station provided from both Masonic and Granada. He explained that they were reviewing land entitlements to determine if it would be feasible to change the configuration of Granada Street from two-way to one way traffic. He said a traffic study was being conducted to determine the impacts on traffic in that area.

In response to C. Wright, Chief Jewell stated that because of the reduced space, one reserve piece of equipment would not be stored at this fire station.

C. Rianda said she was concerned about having flexibility to expand this fire station in the plan.

Fire Chief Jewell stated that land was scarce to build fire stations that could be expanded to meet future needs. He explained that there were no additional funds to expand construction.

C. Rianda stated she had requested that both stations be constructed at the same time, because it was her concern that there would not be enough funding to complete this fire station if it was put on hold.

Mr. Lawhern, 408 Hiller, Sterling Downs Neighborhood Association, said he thought this new plan fit into the community. He said the closure of one lane of Granada instead of closing the entire street was a better idea for this busy intersection. Mr. Lawhern stated that the gas station across from the fire station property was going to be redeveloped. He said he would like to make sure that these two projects were compatible to make an appropriate entrance into Belmont.

Report on the Western Belmont Sphere of Influence.

Planning Consultant Williams reported that this watershed area was part of the San Francisco Fish and Game Refuge, owned by the City and County of San Francisco, and was designated open space. He said the policies of Local Agency Formation Commission (LAFCO) prohibit lands were designated open space from being under a City's influence. Mr. Williams recommended that the staff maintains contact with San Mateo County and the San Francisco Water Department planning processes dealing with this area in case the current "open space" designation was ever modified in the future. He said that the Council could then request an extension of its Sphere of Influence.

E. Report on the technical issues, programming issues, and costs of cablecasting the City

F. Council Study Sessions

G. Assistant to the City Manager Bridges explained the feasibility of cablecasting the City Council

H. Study Sessions and listed the various options for Council's consideration. He noted that there would
I. be an additional charge of \$2,800 for the year.

J. Council discussion ensued and they agreed they would like to have study sessions televised at 6:30

K. P.M. This would resolve the notification concern, because the public would know that study sessions

L. would consistently be held right before Council Meetings on Tuesday nights. The staff was directed
M. to work with the cable company to determine how soon these telecasts could begin.

N. C. Hahn stated that the study sessions were not as structured as the Council meetings and she did not
O. think they would be of value to the public.

P. **Action:** on motion by C. Wright, seconded by C. Warden, and approved, by show of hands, 4-1,

Q. (Hahn, no), to approve cable casting study sessions at 6:30 P.M. before Regular Council Meetings.

R. Report on the status of the Trench Cut Ordinance.

Assistant City Engineer Jones reviewed where this ordinance was in the process. He said the utility

companies had some concerns and had suggested alternatives to this ordinance. He said the staff was

recommending that this ordinance be put on hold until the other cities move forward for adoption.

Engineer Jones explained that since there had been an exchange of capital projects among these

groups, a plan had been developed to reduce the impacts on the streets with projects.

Interim City Manager Lewcock said this issue was more oriented around all cities moving forward

together, to provide continuity among the cities.

C. Rianda stated that she was concerned with all the cable companies coming into the city tearing

up the streets and not getting any financial rebate. She said that she was on the League of

California Cities Transportation Policy Committee and she would like to request someone come and

make a presentation to the Council on the positive aspects of adopting this ordinance as soon as

possible.

C. Hahn requested that someone with an opposing view come and provide the Council with

information on why it should not be adopted. She said she would rather wait until the process had

been improved before action was taken.

C. Cook said the City may have a mechanism in place for more control over the streets.

She said that if the City had a procedure, it may help until the trench cut question was resolved.

C. Warden requested that City Attorney Savaree poll some cases to determine some of the pros and cons on this issue. Council concurred to have a representative from the Transportation Committee of The League of California Cities make a presentation on the importance of this ordinance. Council concurred to have a County representative come and offer information on the other side of the of the question. Interim City Manager Lewcock stated that the staff would also provide information regarding what latitude the City had with the existing encroachment permit procedures and to what degree they may be altered.

Council vote for two Planning Commissioners and one Parks and Recreation

Commissioner.

City Clerk Kern distributed the ballots for Council to vote for Planning Commissioners.

She announced that Ms. Torre and Mr. Gibson had been voted onto the Planning Commission.

Action: on motion by C. Warden, seconded by C. Wright, and approved unanimously, by show of hands, to adopt:

Resolution No. 8857 –making appointment to Planning Commission for a term of 18 months, to expire on the first day of March, 2002. (Torre)

Action: on motion by C. Warden, seconded by C. Rianda and approved unanimously, by show of hands, to adopt:

Resolution No. 8858 – making an appointment to the Planning Commission for a Term to expire on the first day of March, 2003. (Gibson)

City Clerk Kern distributed the ballots for Council to vote for a Parks and Recreation Commissioner.

She announced that Mr. Kranen had been voted onto the Parks and Recreation Commission.

Action: on motion by C. Warden, seconded by C. Wright, and approved unanimously, by show of hands, to adopt:

Resolution No. 8859– making an appointment to The Parks and Recreation Commission for a term to expire on the First Day of March, 2001 (Kranen)

NEW BUSINESS -

Request from W.S. Gamble for a Study Session to discuss a San Juan Hills Subdivision/Density Transfer project.

Interim Community Development Director Macris explained that Mr. Gamble would like to have a study session to discuss his project with the Council before this project goes through the planning process.

Mr. Gamble, Trafalgar, Inc. 247 North Third Street, San Jose, CA explained that he would be out of the country after the 10th but he would be back at the end of October. He explained that his application for eight acres on Bishop Road was pending. Mr. Gamble explained that he was interested in having a philosophical discussion with the Council regarding this project.

MEETING EXTENDED

At this time, being 10:30 P.M. this meeting was extended for 10 minutes.

C. Rianda made a motion to hold this study session. This motion was seconded by C. Cook.

The Council concurred to have staff develop a list of policy issues for Council to review when they meet with applicants on potential projects.

MEETING EXTENDED

At this time, being 10:40 P.M. this meeting was extended for 5 minutes.

C. Wright called for the question

Action: on motion by C. Rianda, seconded by C. Cook and approved unanimously, to hold this study session on October 10th if it could be televised. Otherwise it would be scheduled for November.

Consideration of Resolution approving the construction and demolition waste recycling program for the City of Belmont. Interim Community Development Director Macris explained that this action would formalize the handling of recycling of construction material and demolition waste and was recommended by the South Bayside Waste Management Authority. Community Development Director Macris stated the recommendation was to adopt these standard conditions rather than an ordinance to provide flexibility for the residents. She said these standards would cover larger commercial and residential projects.

C. Warden requested that a word in condition 2-B be amended from "extension" of roads to "construction" of roads.....

Council concurred with this wording change.

Action: on motion by C. Warden, second by C. Rianda and approved unanimously, by show of hands to adopt:

Resolution No. 8860 approving the construction and demolition waste recycling program for the City of Belmont

ADJOURNMENT at this time, being 10:45 P.M. this meeting was adjourned.

Kathy Kern

Belmont City Clerk

Meeting Tape Recorded and Televised

Tape No. 475